

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION**

UNITED STATES OF AMERICA)	CIVIL ACTION NO.:
)	
VERSUS)	
)	JUDGE
SPRINGFIELD XD45, .45)	
CALIBER PISTOL, SERIAL NO.)	MAGISTRATE JUDGE
US653735		

VERIFIED COMPLAINT FOR FORFEITURE *IN REM*

COMES NOW, THE UNITED STATES OF AMERICA, by and through the United States Attorney for the Western District of Louisiana in a civil case of forfeiture *in rem* and avers as follows:

I.

This court has jurisdiction pursuant to 28 U.S.C. §§ 1345 and 1355.

II.

Venue is proper within this judicial district pursuant to 28 U.S.C. § 1395.

III.

The plaintiff is the United States of America, a sovereign nation authorized to sue.

IV.

The defendant is a Springfield XD45 .45 caliber pistol, serial number US653735.

V.

In April 2018, the Shreveport Resident Office of the United States Drug Enforcement Administration (“DEA”) received information from a confidential source that Jason RICH was a methamphetamine and marijuana distributor based in Haughton, Louisiana. The confidential

source informed the DEA that RICH had a source of supply of methamphetamine in the Dallas, Texas area and that RICH would make weekly trips to meet the source.

VI.

As a result of the information obtained by DEA, the DEA utilized the confidential source to place a series of recorded telephone calls to RICH in an attempt to purchase one ounce of methamphetamine. On April 10, 2018, DEA conducted a controlled purchase of one ounce of methamphetamine from RICH utilizing the CS. The CS made recorded calls to RICH discussing the purchase of methamphetamine. RICH agreed to meet the CS at RICH's residence at 1126 Oliver Road in Haughton, Louisiana. RICH sold the CS one ounce of methamphetamine. The methamphetamine was processed by the DEA as evidence and field tested with positive results for the presumptive presence of methamphetamine.

VII.

On April 24, 2018, DEA Special Agent and Task Force Officer Rob Chapman ("Agent Chapman") obtained a cellular Ping warrant signed by United States Magistrate Judge Mark L. Hornsby for RICH's cellular telephone number (318)510-9723. Agent Chapman executed the activation of the cellular ping on April 25, 2018.

VIII.

On May 2, 2018, Agent Chapman learned that RICH may have made a trip to the Dallas, Texas area to meet his source of supply. The cellular ping confirmed that RICH was in the Dallas, Texas area. On May 3, 2018 at approximately 4:00 p.m., Agent Chapman checked data collected from the ping that suggested RICH may have traveled back to northwest Louisiana. DEA and Louisiana State Police established surveillance near Interstate 20 and the Louisiana State line.

IX.

At approximately 6:40 p.m. on May 3, 2018, Agent Chapman observed a grey 2016 Chevrolet Impala merge onto I-20 from the Exit 5 on ramp east bound. Agent Chapman established surveillance on the Impala vehicle bearing Texas license plate number KLY9984, a vehicle DEA observed RICH driving previously. Agent Chapman followed the vehicle and confirmed it was occupied by RICH. Agent Chapman advised Louisiana State Police Task Force Commander (“TFC”) Trey Strickland of the vehicle and occupants.

X.

At approximately 6:56 p.m. on May 3, 2018, TFC Strickland conducted a traffic stop on the vehicle for failure to signal while exiting I-220 at Highway 80 and failure to signal while making a left turn from the off ramp onto Highway 80. At that time, TFC Strickland contacted the driver, identified as Jason RICH, who subsequently gave verbal consent to search the vehicle. TFC Strickland located a semi-automatic handgun (Springfield XD45 .45 caliber pistol, serial number US653735) concealed in the air intake under the hood of the Impala. Louisiana State Police K-9 handler TFC Matthew Titus conducted an open-air search around the vehicle. During the search, the K-9 gave a positive indication in the area of the passenger rear door.

XI.

At that time, TFO Chapman and Special Agent Chris Hembree approached RICH and advised him of his Miranda rights. RICH verbally acknowledged that he understood his rights. Agent Chapman asked RICH if there was methamphetamine in the car. RICH hesitated and lowered his head and advised that there were about 3 “zips” in the console near the gear shift. Agent Hembree located and recovered approximately 141.3 gross grams of methamphetamine

concealed under the console wrapped in a black sock. The methamphetamine was field tested with positive results for the presumptive presence of methamphetamine.

XII.

During an interview with RICH, he advised that he knew about the gun being in the air intake and that he recently purchased the methamphetamine in Greenwood, Louisiana.

XIII.

On May 3, 2018, RICH was arrested and transported to the Caddo Parish Correctional Center. On May 4, 2018, a Criminal Complaint was filed charging RICH with one count of possession with intent to distribute methamphetamine in violation of 21 U.S.C. § 841(a)(1). See United States of America v. Jason Rich, Docket number 5:18cr00116. On May 14, 2018, a Bill of Information was filed charging RICH with knowingly and intentionally possessing with intent to distribute 50 grams or more of methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(A)(viii). On May 15, 2018, RICH entered into a plea agreement with the United States on the Bill of Information and waived indictment by a grand jury. On September 14, 2018, RICH was sentenced to 120 months incarceration, 5 years supervised release with conditions and ordered to pay a special assessment of \$100.

XIV.

The DEA commenced an administrative forfeiture proceeding of the defendant property (Springfield XD45 .45 caliber pistol, serial number US653735) in accordance with 28 C.F.R. Parts 8 and 9 including notice of such forfeiture.

XV.

On July 12, 2018, David Madden (“MADDEN”) submitted a claim in the administrative forfeiture proceeding in which he claimed ownership of the defendant property (Springfield XD45

.45 caliber pistol, serial number US653735) prompting the filing of this Complaint for Forfeiture *In Rem*. MADDEN's claim asserts that the defendant property (Springfield XD45 .45 caliber pistol, serial number US653735) was stolen from him. The DEA has been unable to locate any law enforcement report regarding a theft of the defendant property and has been unable to locate MADDEN to determine whether he is an innocent party with a right to possession of the defendant property.

XVI.

By reason of the foregoing, the defendant property, (Springfield XD45 .45 caliber pistol) should be forfeited to the United States of America pursuant to 18 U.S.C. § 981(a)(1)(C) (property subject to forfeiture), 21 U.S.C. § 881(a)(11) (firearm used or intended to be used in sale of controlled substance), and 31 U.S.C. § 5332(c) (civil forfeiture) as property involved in and/or facilitating an illicit and illegal drug enterprise.

XVII.

The attached Verification, which is incorporated herein by reference, DEA Task Force Officer, Oscar H. Haynes, a federal agent involved in the criminal investigation and prosecution of Jason Rich, has verified the accuracy of all factual representations contained herein.

WHEREFORE, Plaintiff, the United States of America, prays:

1. That due process issue to enforce the forfeiture and give notice to the interested parties to appear and show cause why forfeiture should not be decreed;
2. That the defendant property, a Springfield XD45 .45 caliber pistol, serial number US653735, be condemned and forfeited to the United States of America to be disposed of according to law;
3. That this Court grant the government reimbursement of its cost and expenses, including

advertising and/or publication costs incurred in this matter;

4. That this Court grant such other and further relief as it may deem just and proper.

Respectfully submitted,

DAVID C. JOSEPH
UNITED STATES ATTORNEY
WESTERN DISTRICT OF LOUISIANA

BY: s/ Katherine W. Vincent
KATHERINE W. VINCENT (#18717)
Assistant United States Attorney
800 Lafayette Street, Suite 2200
Lafayette, Louisiana 70501
Telephone: (337) 262-6618
Facsimile: (337) 262-6693
Email: Katherine.vincent@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2018, a copy of the foregoing *Verified Complaint for Forfeiture in Rem, Warrant for Arrest in Rem, Notice of Seizure in Rem, and Verification executed by Task Force Officer, Oscar H. Haynes* were filed electronically with the Clerk of Court using the CM/ECF system. I also certify a copy of the same will be forwarded by U.S. mail to the following non-CM/ECF participant:

David Madden
271 SE 5th Street
Sibley, Louisiana 71073
and dc_madden1976@yahoo.com

Jason Rich, 20596-035
FTC Oklahoma City
7410 S. Macarthur Blvd.
Oklahoma City, Oklahoma 73169

/s/Katherine W. Vincent
KATHERINE W. VINCENT
Assistant United States Attorney

VERIFICATION

I, Oscar H. Haynes, a Louisiana State Trooper and Task Force Officer for the United States Drug Enforcement Administration (DEA), verify and declare under penalty of perjury that I am a Special Agent with the DEA, that I have read the foregoing Complaint *In Rem* and know the contents thereof, and that the matters contained in the Complaint *In Rem* are true to my own personal knowledge, except that those matters not within my own personal knowledge are alleged on information and belief, and as to those matters I believe them to be true.

The sources of my knowledge and information and the grounds of my belief are the official files and records of the United States, information supplied to me by other law enforcement officers, as well as my investigation of this case, together with other officers of the DEA.

I verify and declare under penalty of perjury that the foregoing is true and correct.

Signed October 10, 2018.

A handwritten signature in black ink, appearing to read "O. H. Haynes IV", is written over a horizontal line.

Oscar H. Haynes
Task Force Officer (DEA Task Force)
Louisiana State Police

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

United States of America

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Katherine W. Vincent, AUSA, U.S. Attorney's Office
800 Lafayette Street, Ste. Ville Platte, LA 70586 (337-262-6618)

DEFENDANTS

Springfield XD45,.45 Caliber Pistol, Serial Number US653735

County of Residence of First Listed Defendant **Shreveport Division**
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☒ 1 U.S. Government Plaintiff
☐ 2 U.S. Government Defendant
☐ 3 Federal Question (U.S. Government Not a Party)
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Med. Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input checked="" type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee (Prisoner Petition) <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from another district (specify)
☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
18 USC S 981(a)(1)(C); 21 USC S 881(a)(11) and 31 USC S 5332(c)

Brief description of cause:
Forfeit and Condemn Property

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

10/10/2018

s/ Katherine Vincent (No. 18717)

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44**Authority For Civil Cover Sheet**

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

I. (a) Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)

(c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.

V. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.**

Example: U.S. Civil Statute: 47 USC 553
Brief Description: Unauthorized reception of cable service

VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS 44 is used to reference related pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION**

UNITED STATES OF AMERICA,)	CIVIL ACTION NO.:
)	
)	
vs.)	
)	JUDGE
SPRINGFIELD XD45, .45)	
CALIBER PISTOL, SERIAL NO.)		
US653735)	
)	MAGISTRATE JUDGE
)	

WARRANT FOR ARREST *IN REM*

TO: UNITED STATES MARSHALS SERVICE FOR THE WESTERN DISTRICT OF LOUISIANA and/or any other United States officer or employee, someone under contract with the United States, or someone specially appointed by the court:

A Verified Complaint for Forfeiture *In Rem* was filed in the United States District Court for the Western District of Louisiana on October 10, 2018 in the above-captioned matter seeking forfeiture of property for the reasons stated in the Complaint.

WHEREAS, the defendants property Springfield Xd45, .45 Caliber Pistol, Serial No. US653735 is currently in the possession, custody or control of the UNITED STATES DRUG ENFORCEMENT ADMINISTRATION; and

WHEREAS, in these circumstances Supplemental Rule G(3)(b)(i) directs the Clerk of the Court to issue an arrest warrant *in rem* for the defendant property; and

WHEREAS, Supplemental Rule G(3)(c)(i) of the Federal Rules of Civil Procedure provides that the warrant of arrest *in rem* must be delivered to a person or organization authorized to execute it who may be a Marshal or any other United States officer or employee, someone under contract with the United States, or someone specially appointed by the court for that purpose.

YOU ARE, THEREFORE, HEREBY COMMANDED to arrest the defendant property as soon as practicable by serving a copy of this warrant on the custodian in whose possession, custody or control the property is presently found, and to use whatever means may be appropriate to protect and maintain it in your custody until further order of this Court.

YOU ARE FURTHER COMMANDED, promptly after execution of this process, to file the same in this Court with your return thereon, identifying the individuals upon whom copies were served and the manner employed.

IN WITNESS WHEREOF, I, Clerk of the United States District Court for the Western District of Louisiana, have caused the foregoing Warrant of Arrest *In Rem* to be issued pursuant to the authority of the Supplemental Rule G(3)(b)(i) and the applicable laws of the United States and have hereunto affixed the seal of said Court at Lafayette, Louisiana, this 10th day of October, 2018.

HONORABLE TONY MOORE
Clerk of the Court
United States District Court
Western District of Louisiana

By: _____
Deputy Clerk

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION**

UNITED STATES OF AMERICA,)	CIVIL ACTION NO.:
)	
vs.)	
)	JUDGE
SPRINGFIELD XD45, .45)	
CALIBER PISTOL, SERIAL NO.)	
US653735)	MAGISTRATE JUDGE

NOTICE OF SEIZURE *IN REM*

Notice is hereby given that on October 10, 2018, the United States of America filed an in rem forfeiture action pursuant to 18 U.S.C. § 922(g) for the forfeiture of one **SPRINGFIELD XD45, .45 CALIBER PISTOL, serial number US653735**. The defendant, **SPRINGFIELD XD45, .45 CALIBER PISTOL, SERIAL NO. US653735**, was seized on May 3, 2018, by agents from the United States Drug Enforcement Administration and is subject to seizure and forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C), 21 U.S.C. § 881(a)(11) and 31 U.S.C. § 5332(c).

All third party claimants to this property must file a claim contesting the forfeiture of the defendant property in accordance with Federal Rule of Civil Procedure, Supplemental Rule G(5). All such claims and answers must be filed with the Office of the Clerk, United States District Court, Western District of Louisiana, 300 Fannin Street, Shreveport, Louisiana 71101, with a copy thereof sent to Assistant United States Attorney Katherine W. Vincent, 800 Lafayette Street, Suite 2200, Lafayette, Louisiana 70501 or filed electronically in the record of the forfeiture action.

Respectfully submitted,

DAVID C. JOSEPH
United States Attorney

BY: s/ Katherine W. Vincent
KATHERINE W. VINCENT (18717)
Assistant United States Attorney
800 Lafayette Street, Suite 2200
Lafayette, Louisiana 70501-6832
Telephone: (337) 262-6618
Email: Katherine.Vincent@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2018, a copy of the foregoing Notice of Seizure *In Rem* was filed electronically with the Clerk of Court using the CM/ECF system. I also certify a copy of the same as well as the *Warrant for Arrest In Rem* was mailed by Certified U.S. mail to the following non-CM/ECF participant on October 10, 2018.

David Madden
271 SE 5th Street
Sibley, Louisiana 71073
and dc_madden1976@yahoo.com

Jason Rich, 20596-035
FTC Oklahoma City
7410 S. Macarthur Blvd.
Oklahoma City, Oklahoma 73169

s/ Katherine W. Vincent
KATHERINE W. VINCENT
Assistant United States Attorney